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PATENT APPLICATION

ATTORNEY DOCKET NO. 200210236-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Brian M. Johnson et al.

Confirmation No.: 1503

Application No.: 10/765,581

Examiner: Y.L. Wilson

Filing Date: January 27, 2004

Group Art Unit: 2113

Title: **SYSTEM AND METHOD USING A PROGRAMMABLE DEVICE FOR CAPTURING SIGNALS FROM A DEVICE DURING TESTING**

Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date, 03/07/2007, rejecting the following claims 1,2 and 5-25 and 3,4 are objected to

The fee for this Notice of Appeal is (37 CFR 1.17(B)) **\$500.00**.

(complete (a) or (b) as applicable )

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☐ 1st Month  
\$120

☐ 2nd Month  
\$450

☐ 3rd Month  
\$1050

☐ 4th Month  
\$1590

☐ The extension fee has already been filed in this application

☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **08-2025** the sum of \$ 500.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account **08-2025** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

Respectfully submitted,

Brian M. Johnson et al.

By:

  
Jody C. Bishop

Attorney/Agent for Applicant(s)

Reg No. : 44,034

Date : June 7, 2007

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I hereby certify that this document is being transmitted to the Patent and Trademark Office via electronic filing.

Date of Transmission: June 7, 2007